

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Martin R. Barash, Presiding
Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

10:00 AM

1:16-12639 Ziv Kanon

Chapter 13

#0.01 Motion for an order confirming the automatic stay is in effect as to the property of the estate and for an injunction against Pedley's Garage, inc. or, in the alternative, for a temporary restraining order and for the settof an OSC re: preliminary injunction

Docket 15

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ziv Kanon

Represented By
Shalem Shem-Tov

Trustee(s):

Elizabeth (SV) F Rojas (TR)

Pro Se

**United States Bankruptcy Court
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Friday, November 18, 2016

Hearing Room 303

1:30 PM

1:12-10986 Allana Baroni

Chapter 11

Adv#: 1:13-01069 Baroni v. NATIONSTAR MORTGAGE LLC

#1.00 Status conference re complaint to 1) determine the validity of claimant's lien; 2) for declaratory judgment disallowing in its entirety claim no. 9-1 (and amendments thereto), filed by Nationstar Mortgage, LLC

fr. 6/5/13, 7/24/13, 10/16/13, 12/3/13, 1/14/15, 5/13/15, 7/30/15, 11/23/15; 11/30/15, 1/21/16, 3/17/16, 3/24/16, 4/29/16; 6/24/16; 8/26/16; 9/16/16; 10/21/16, 10/24/16

Docket 1

Tentative Ruling:

Ruling for October 24, 2016

Continued to 11/18/16 @ 1:30 p.m. By 11/4/16 the parties shall file either a stipulation agreeing to the trial dates proposed by the Court or the parties' proposed alternative trial dates.

Ruling for June 24, 2016

Continued to 8/26/16 @ 1:30 p.m.

Ruling for April 29, 2016

Continued to 6/24/16 @ 1:30 p.m.

Ruling for 1/21/16:

Cont'd to 3/17/16 as a status conference @ 1:30 p.m. Parties to meet & confer and, by

**United States Bankruptcy Court
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Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

3/3/16, file a joint status report which also addresses the parties' respective positions on the issues identified by the Court at the 1/21/16 hearing.

Ruling from 7/30/15: cont'd to 11/23/15 @ 10:00 a.m. Plaintiff shall file an abbreviated unilateral status report by 11/9/15.

Tentative Ruling for 5/13/2015:

Appearances required.

Party Information

Debtor(s):

Allana Baroni

Represented By
Louis J Esbin

Defendant(s):

NATIONSTAR MORTGAGE LLC

Represented By
Adam N Barasch

Plaintiff(s):

Allana Baroni

Represented By
Michael S Riley

US Trustee(s):

United States Trustee (SV)

Pro Se

**United States Bankruptcy Court
Central District of California
San Fernando Valley
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Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

1:12-10986 Allana Baroni

Chapter 11

Adv#: 1:13-01070 Baroni v. Green Tree Servicing LLC et al

- #2.00** Status conference re third amended complaint for:
1. declaratory relief to determine the nature, extent and validity of lien;
 2. unjust enrichment through quasi contract;
 3. violation of 15 U.S.C. §1692, ET SEQ.;
 4. violation of 12 U.S.C. §2605;
 5. violation of California Business and Professions Code Section §17200, ET SEQ.;
 6. accounting;
 7. violation of the automatic stay and;
 8. violation of California Civil Code Sections §1709 AND §1710. and demand for jury trial

fr. 5/26/15, 5/27/15, 6/18/15, 7/30/15, 9/21/15; 10/5/15, 10/29/15, 11/3/15, 1/21/16, 4/29/16, 8/26/16, 9/16/16; 10/21/16, 10/24/16

Docket 55

Tentative Ruling:

Ruling for October 24, 2016

Continued to 11/18/16 @ 1:30 p.m. Parties to file papers no later than 11/4/16 re: whether they are continuing to demand a jury trial and, if not, whether they consent to entry of a final judgment by this Court.

Ruling for June 24, 2016

Continued to 8/26/16 @ 1:30 p.m.

Ruling for April 29, 2016

Continued to 6/24/16 @ 1:30 p.m. The parties do not need to file a status report prior to the 6/24/16 status conference.

Ruling for 11/3/15:

Continued to 1/21/16 @ 10:00 a.m. Parties are not required to file a joint status report.

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Martin R. Barash, Presiding
Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

Ruling for 10/29/15:

Continued to 11/3/15 @ 11:00 a.m. (telephonic appearances)

Ruling for 7/30/15: cont'd to 9/21 @ 10:00 a.m. Plaintiff to file an abbreviated unilateral status report by 9/7. The deadline for the parties to complete the Rule 30(b)(6) depositions is extended to 9/21/15. Counsel for Defendants shall lodge a scheduling order.

Ruling for 6/18/15: cont'd to 7/30 @ 11:00.

Deadline for Defendants to file a motion for a protective order: 6/26

Deadline for any response to a motion for a protective order: noon on 7/7

Telephonic hearing on Defendants' motion for a protective order: 7/8 @ 3:30

Deadline for any party to file a motion to compel discovery: 7/13

Deadline for the parties to complete Rule 30(b)(6) depositions extended to 8/31.

Deadline for any party to file a summary judgment or other pretrial motion is vacated.

Counsel for Defendants to upload scheduling order.

Ruling from 5/28/15: cont'd to 6/18 @ 11:00

Party Information

Debtor(s):

Allana Baroni

Represented By
Louis J Esbin
Michael S Riley

Defendant(s):

The Bank of New York Mellon as

Represented By
Bernard J Kornberg

Wilmington Trust Company as

Pro Se

Bank of America Corporation

Represented By
Bernard J Kornberg

Green Tree Servicing LLC

Represented By
Jeannette Marsala
Bernard J Kornberg

**United States Bankruptcy Court
Central District of California
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Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT...

Allana Baroni

Chapter 11

BANK OF AMERICA, N.A.

Represented By
Bernard J Kornberg

Plaintiff(s):

Allana Baroni

Represented By
Michael S Riley
Louis J Esbin

US Trustee(s):

United States Trustee (SV)

Pro Se

**United States Bankruptcy Court
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Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

1:12-10986 Allana Baroni

Chapter 11

Adv#: 1:13-01249 Baroni v. ONEWEST BANK, FSB et al

#3.00 Defendant's motion for attorneys fees

fr. 3/17/16, 3/24/16, 4/29/16; 6/24/16; 8/26/16; 9/16/16,
10/21/16, 10/24/16

Docket 345

***** VACATED *** REASON: Continued to 1/20/17 @ 2:00 p.m. by order
entered 11/3/16 (dkt. 382)**

Tentative Ruling:

Ruling for October 24, 2016

Continued to 11/18/16 @ 1:30 p.m.

Ruling for June 24, 2016

Continued to 8/26/16 @ 1:30 p.m.

Ruling for April 29, 2016

Continued to 6/24/16 @ 1:30 p.m.

Ruling for 3/24/16:

Cont'd to 4/29/16 @ 10:00 a.m. OneWest Bank shall file its supplemental brief and declarations addressing only the attorneys' fees and costs incurred in this adversary proceeding by 4/8/16. Supplemental opposition shall be filed by 4/15/16. Supplemental reply papers shall be filed by 4/22/16.

Party Information

3rd Party Defendant(s):

The Federal Deposit Insurance

Represented By
Justin C Bentley

Counter-Claimant(s):

ONEWEST BANK, FSB

Represented By
J. Alexandra Rhim
James K Snyder

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Martin R. Barash, Presiding
Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

Gregory K Jones
Lukas Sosnicki

Counter-Defendant(s):

CIT Bank NA fka OneWest Bank

Represented By
James K Snyder
Gregory K Jones

Allana Baroni

Represented By
Louis J Esbin
Michael S Riley

Debtor(s):

Allana Baroni

Represented By
Michael S Riley
Richard L Antognini

Defendant(s):

Meridian Foreclosure Services, Inc.

Pro Se

Nationwide Title Clearing, Inc.

Represented By
Mark M Sharf

ONEWEST BANK, FSB

Represented By
J. Alexandra Rhim
James K Snyder
Gregory K Jones
Lukas Sosnicki

Interested Party(s):

Courtesy NEF

Represented By
Mark M Sharf

Plaintiff(s):

Allana Baroni

Represented By
Michael S Riley
Louis J Esbin

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Martin R. Barash, Presiding
Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

US Trustee(s):

United States Trustee (SV)

Pro Se

Witness(s):

Wells Fargo Bank

Represented By
Thomas E McCurnin

DEUTSCHE BANK NATIONAL

Represented By
Richard W Esterkin

**United States Bankruptcy Court
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San Fernando Valley
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Friday, November 18, 2016

Hearing Room 303

1:30 PM

1:12-10986 Allana Baroni

Chapter 11

#4.00 Motion for contempt to find Bank of America N.A. and Countrywide Home Loans, Inc. in civil contempt for willful refusal to comply with this Court's order; to compel production of documents and participate pursuant to order for Fed. R. Bankr. P. 2004 Examination; request for sanctions fees and costs

fr. 6/18/15, 7/30/15, 8/27/15;10/5/15 (stip), 10/29/15, 1/21/16, 2/18/16, 3/17/16, 3/24/16, 4/29/16; 6/24/16; 8/26/16, 9/16/16; 10/21/16, 10/24/16

Docket 676

Tentative Ruling:

Ruling for October 24, 2016

By 11/4/16 Baroni shall file and serve a supplemental brief identifying any documents which have yet to be produced. Responsive papers from the lenders to be filed and served no later than 11/14/16. Continued to 11/18/16 @ 1:30 p.m.

Ruling for June 24, 2016

Continued to 8/26/16 @ 1:30 p.m.

Ruling for April 29, 2016

Continued to 6/24/16 @ 1:30 p.m.

Ruling for 3/24/16:

Cont'd to 4/29/16 @ 10:00 a.m. BANA and CHL to file supplemental declarations by 4/22/16.

Ruling for 1/21/16:

Cont'd to 2/18/16 @ 1:30 p.m.

Ruling for 10/29/15:

Cont'd to 1/21/16 @ 10:00 a.m.

United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Martin R. Barash, Presiding
Courtroom 303 Calendar

Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

Ruling for 7/30/15: cont'd to 8/27 @ 10:00 a.m. as the issue is not ripe for disposition as the responding parties are in the midst of a document production in response to the Rule 2004 Order within the *Baroni v. Green Tree* adversary proceeding, 13-ap-01070.

Party Information

Debtor(s):

Allana Baroni

Represented By
Louis J Esbin
Michael S Riley

Movant(s):

Allana Baroni

Represented By
Louis J Esbin
Michael S Riley

**United States Bankruptcy Court
Central District of California
San Fernando Valley
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Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

1:12-10986 Allana Baroni

Chapter 11

#5.00 Post confirmation status conference

fr. 9/18/13, 9/25/13, 3/26/14, 9/24/14, 5/13/15, 7/30/15, 12/17/15, 2/18/16,
3/17/16, 3/24/16, 4/29/16

Docket 1

Tentative Ruling:

Ruling for April 29, 2016

Continued to a date and time to be determined by the Court's own forthcoming order.

Ruling from 3/24/16:

Continued to 4/29/16 @ 10:00 a.m. Dtr shall file and serve an amended status report which complies with LBR 3020-1(b) by March 31, 2016.

Ruling from 7/30/15: cont'd to 12/17 @ 10:00 a.m.

Ruling from 5/13/15: Cont'd to 7/30 @ 11:00 a.m. Reorganized Debtor to file a post-confirmation status report by 5/29. The post-confirmation status report must comply with the local rules, including, without limitation, an accounting of all payments required by the plan, payments made and not made, and payments made to the Reserve Accounts. Subject to redaction for financial account information except for the last four numbers of each account number, the post-confirmation status report must include all the bank statements for all the Reserve Accounts from the time such accounts were opened until 4/30/2015. After filing her post-confirmation status report, each month the Reorganized Debtor shall provide the bank statements for the Reserve Accounts to the creditors whose funds are being reserved.

**United States Bankruptcy Court
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Courtroom 303 Calendar**

Friday, November 18, 2016

Hearing Room 303

1:30 PM

CONT... Allana Baroni

Chapter 11

Tentative Ruling for 5/13/2015:

Appearances required.

Party Information

Debtor(s):

Allana Baroni

Represented By
Louis J Esbin